BILL NO. S-91-02-23

SPECIAL ORDINANCE NO. S-52-91

AN ORDINANCE approving the awarding of Reference #990 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and **ETNA SUPPLY COMPANY AND UNDERGROUND PIPE & VALVE, INC.** for the Water Maintenance and Service Department.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That Reference #990 between the City of Fort Wayne, by and through its Department of Purchasing and **ETNA SUPPLY COMPANY AND UNDERGROUND PIPE & VALVE, INC.** for the Water Maintenance and Service Department, respectfully for:

> **the 1991 purchase of valve and curb boxes for the Water Maintenance and Service Department;**

involving a total cost of Seventy-Four Thousand Nine Hundred Ninety-Seven and 59/100 Dollars ($74,997.59)- (ETNA- $65,671.22; UNDERGROUND - $9,326.37), all as more particularly set forth in said Reference #990 which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Councilmember

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay, City Attorney

REF. NO.:	990
DEPT.:	WATER MAINTENANCE
DATE:	2/12/91
ITEM/SERV.:	VALVE/CURB BOXES

PURCHASING INFORMATION

ADVERTISED BID:	YES
DATES ADVERTISED:	12/19/90 & 12/26/90
OPENING DATE:	1/10/91
WRITTEN QUOTE:	
DUE DATE:	
VERBAL QUOTE:	
SINGLE SOURCE:	
NO. OF VENDORS NOTIFIED:	12
NO. OF VENDORS RECEIVING BID:	6
NO. OF VENDORS RETURNING BID:	6
NO. OF VENDORS DISQUALIFIED:	0
NO. OF VENDORS NOT RESPONDING:	6
DATE SENT TO DEPT FOR RECOMM.:	1/10/91
DATE RECOMMENDATION REC'D IN PURCH:	1/28/91
COUNCIL INFORMATION	DATES SENT EXTENSION DATES
DATE INFO SENT TO LAW DEPT.:	2/6/91
INTRODUCTION DATE:	2/12/92
DISCUSSION DATE:	2/19/91
PASSAGE DATE:	2/26/91
ORDINANCE NO.:	

REFERENCE NO. 990
VALVE & CURB BOXES
W M & S
1/14/91

ITEM	QTY	UNIT	E J P MIDWEST		WAYNE PIPE		TREATY COMPANY		UNDERGROUND PIPE		ETNA SUPPLY	
CURB BOXES-CHARLOTTE												
24" TOP	2000	EA	NO BID	$0.00	$10.08	$20,160.00	NO BID	$0.00	$10.05	$20,100.00	$9.78	$19,560.00
9" EXT	300	EA	NO BID	$0.00	$5.46	$1,638.00	NO BID	$0.00	$5.45	$1,635.00	$5.30	$1,590.00
16" EXT	300	EA	NO BID	$0.00	$6.72	$2,016.00	NO BID	$0.00	$6.70	$2,010.00	$6.52	$1,956.00
BOTT SECT	2000	EA	NO BID	$0.00	$12.18	$24,360.00	NO BID	$0.00	$12.15	$24,300.00	$11.83	$23,660.00
CURB BOXES-TYLER												
ENL BASE	150	EA	NO BID	$0.00	$6.62	$993.00	$6.60	$990.00	$5.87	$880.50	NO BID	$0.00
CURB BOXES-MUELLER												
REP LID #H	800	EA	NO BID	$0.00	$5.308	$4,246.40	$5.20	$4,160.00	$4.80	$3,840.00	$5.27	$4,216.00
VALVE BOXES-CHARLOTTE												
LIDS	300	EA	NO BID	$0.00	$5.88	$1,764.00	NO BID	$0.00	$5.85	$1,755.00	$5.70	$1,710.00
12" TOP	1	EA	NO BID	$0.00	$12.60	$12.60	NO BID	$0.00	$12.55	$12.55	$12.22	$12.22
16" TOP	100	EA	NO BID	$0.00	$15.12	$1,512.00	NO BID	$0.00	$15.05	$1,505.00	$14.67	$1,467.00
28" TOP	300	EA	NO BID	$0.00	$22.26	$6,678.00	NO BID	$0.00	$22.20	$6,660.00	$21.61	$6,483.00
18" BOTTOM	50	EA	NO BID	$0.00	$14.28	$714.00	NO BID	$0.00	$14.25	$712.50	$13.85	$692.50
24" BOTTOM	50	EA	NO BID	$0.00	$18.06	$903.00	NO BID	$0.00	$18.00	$900.00	$17.53	$876.50
30" BOTTOM	200	EA	NO BID	$0.00	$20.16	$4,032.00	NO BID	$0.00	$20.10	$4,020.00	$19.57	$3,914.00
12" EXT	200	EA	NO BID	$0.00	$14.28	$2,856.00	NO BID	$0.00	$14.25	$2,850.00	$13.86	$2,772.00
BASE	60	EA	NO BID	$0.00	$16.80	$1,008.00	NO BID	$0.00	$16.75	$1,005.00	$16.30	$978.00
VALVE BOXES-TYLER												
VB 12 EXT	200	EA	NO BID	$0.00	$25.99	$5,198.00	$24.25	$4,850.00	$23.00	$4,600.00	NO BID	$0.00
LID ONLY	1	EA	NO BID	$0.00	$6.62	$6.62	$6.44	$6.44	$5.87	$5.87	NO BID	$0.00
GRAND TOTAL						$78,097.62		$10,006.44		$76,791.42		$69,887.22
DELIVERY						2-3 WKS		STK-4 WKS		2-3 WKS		14-30 DAYS

9326.37 65671.22

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 1-10-91 @ 11:00 AM BID REFERENCE # 990

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR VALVE & CURB BOXES PER SPECIFICATIONS

AND REQUESTED BY WATER MAINTENANCE & SERVICE

THIS BID REQUIRES A XXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: NET ____%
IF PAID WITHIN 30 DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME ETNA SUPPLY COMPANY

STREET ADDRESS 529 - 32ND ST. S.E.

CITY GRAND RAPIDS, MI PHONE # 1-800-632-4576

BY L. Pelgrim
REPRESENTATIVE SIGNATURE

PRICE SHEET

CURB BOXES - CHARLOTTE BRAND ONLY

QTY	UNIT	DESCRIPTION	BRAND	PART#	UNIT	TOTAL
2000	EA+/-	24" TOP SECTION, W/LID	CHARLOTTE	24"TOP SECT.	$ 9.78	$19,560.00
300	EA+/-	9" EXTENSION	CHARLOTTE	9" EXT.	$ 5.30	$ 1,590.00
300	EA+/-	16" EXTENSION	CHARLOTTE	16" EXT.	$ 6.52	$ 1,956.00
2000	EA+/-	BOTTOM SECTION	CHARLOTTE	33"BOTTOM SEC.	$ 11.83	$23,660.00

CURB BOXES - TYLER BRAND ONLY

150	EA+/-	ENLARGED BASE #6500			$ NO BID	$

CURB BOXES - MUELLER BRAND ONLY

800	EA+/-	REPAIR LID #H 10374	M.E.	BSCRLD2½OS	$ 5.27	$ 4,216.00

VALVE BOXES - CHARLOTTE BRAND ONLY

300	EA+/-	LIDS	CHARLOTTE	5¼ LID	$ 5.70	$ 1,710.00
1	EA+/-	TOP SECTION 12" LONG	CHARLOTTE	10"TOP SECT.	$ 12.22	$ 12.22
100	EA+/-	TOP SECTION 16" LONG	CHARLOTTE	16"TOP SECT.	$ 14.67	$ 1,467.00
300	EA+/-	TOP SECTION 28" LONG	CHARLOTTE	28"TOP SECT.	$ 21.61	$ 6,483.00
50	EA+/-	BOTTOM SECTION 18" LONG	CHARLOTTE	18"BOT.SECT.	$ 13.85	$ 692.50
50	EA+/-	BOTTOM SECTION 24" LONG	CHARLOTTE	24"BOT.SECT.	$ 17.53	$ 876.50
200	EA+/-	BOTTOM SECTION 30" LONG	CHARLOTTE	30"BOT.SECT.	$ 19.57	$ 3,914.00
200	EA+/-	EXTENSION 12" LONG	CHARLOTTE	12 EXT.	$ 13.86	$ 2,772.00
60	EA+/-	BASE	CHARLOTTE	No.6 BASE	16.30	978.00

VALVE BOXES - TYLER BRAND ONLY

200	EA+/-	VB 12 EXTENSION, W/V8 DROP LID			$ NO BID	$
1	EA+/-	LID ONLY			$ NO BID	$

TOTAL: $69,887.22

FOB: FORT WAYNE

DELIVERY TIME ARO: 14 TO 30 DAYS

PLEASE SEND BID RESULTS. SELF-ADDRESSED ENVELOPE ENCLOSED.

OUR FAX No. IS 616-241-4786

Prescribed by the State Board of Accounts

Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.3)
(Please type or print)

Date: 1-8-91

1. Governmental Unit: City of Fort Wayne
2. County: Allen
3. Bidder (Firm): Etna Supply Company
   Address: 529 - 32nd St. SE
   City/State: Grand Rapids, MI 49548
4. Telephone Number: 1-800-632-4576
5. Agent of Bidder (if applicable): _____

Pursuant to notices given, the undersigned offers bid(s) to Fort Wayne City (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

L. Potgeter
Signature of Bidder or Agent

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
Allen COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Etna Supply Company
Bidder (Firm)

L. Potgeter
Signature of Bidder or Agent

Subscribed and sworn to before me this 8th day of January, 19 91

My Commission Expires: 9-3-91

County of Residence: Kent

Richard A. Andresiak
Notary Public

Richard A. Andresiak
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

_____ _____
_____ _____
_____ _____

THE AMERICAN INSTITUTE OF ARCHITECTS

AIA Document A310

Bid Bond

KNOW ALL MEN BY THESE PRESENTS, that we Etna Supply Company Inc.
Grand Rapids, Michigan

as Principal, hereinafter call the Principal, and Hartford Fire Insurance Company
Hartford, Connecticut

a corporation duly organized under the laws of the State of Connecticut
as Surety, hereinafter called the Surety, are held and firmly bound unto

City of Fort Wayne, Indiana
as Obligee, hereinafter called the Obligee, in the sum of Five percent of amount of bid ---

---------- Dollars ($ -----5% -------),
for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for

Supply Cast Iron Valves and Service Boxes

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and materials furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the Work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 10th day of January 1991

Etna Supply Company Inc.
(Principal) (Seal)

(Witness)

L. Potgeter
(Title)

Hartford Fire Insurance Company
(Surety) (Seal)

Sandy Alitz
(Witness)

Brett E. Harman
(Title)

Brett E. Harman, Attorney in fact

HARTFORD FIRE INSURANCE COMPANY

Hartford, Connecticut

POWER OF ATTORNEY

420063

Know all men by these Presents, That the HARTFORD FIRE INSURANCE COMPANY, a corporation duly organized under the laws of the State of Connecticut, and having its principal office in the City of Hartford, County of Hartford, State of Connecticut, does hereby make, constitute and appoint

W. W. WARNER, RODNEY BLISS, III, M. J. LONG, WILLIAM W. WARNER,
JOHN BEDNARZ and BRETT E. HARMAN of DES MOINES, IOWA

its true and lawful Attorney(s)-in-Fact, with full power and authority to each of said Attorney(s)-in-Fact, in their separate capacity if more than one is named above, to sign, execute and acknowledge any and all bonds and undertakings and other writings obligatory in the nature thereof on behalf of the Company in its business of guaranteeing the fidelity of persons holding places of public or private trust; guaranteeing the performance of contracts other than insurance policies; guaranteeing the performance of insurance contracts where surety bonds are accepted by states and municipalities, and executing or guaranteeing bonds and undertakings required or permitted in all actions or proceedings or by law allowed,

and to bind the HARTFORD FIRE INSURANCE COMPANY thereby as fully and to the same extent as if such bonds and undertakings and other writings obligatory in the nature thereof were signed by an Executive Officer of the HARTFORD FIRE INSURANCE COMPANY and sealed and attested by one other of such Officers, and hereby ratifies and confirms all that its said Attorney(s)-in-Fact may do in pursuance hereof.

This power of attorney is granted by and under authority of the following provisions:

(1) By-Laws adopted by the Stockholders of the HARTFORD FIRE INSURANCE COMPANY at a meeting duly called and held on the 9th day of March, 1971.

ARTICLE IV

SECTION 8. The President or any Vice-President, acting with any Secretary or Assistant Secretary, shall have power and authority to appoint, for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, one or more Resident Vice-Presidents, Resident Assistant Secretaries and Attorneys-in-Fact and at any time to remove any such Resident Vice-President, Resident Assistant Secretary, or Attorney-in-Fact, and revoke the power and authority given to him.

SECTION 11. Attorneys-in-Fact shall have power and authority, subject to the terms and limitations of the power of attorney issued to them, to execute and deliver on behalf of the Company and to attach the seal of the Company thereto any and all bonds and undertakings and other writings obligatory in the nature thereof, and any such instrument executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed by an Executive Officer and sealed and attested by one other of such Officers.

(2) Excerpt from the Minutes of a meeting of the Board of Directors of the HARTFORD FIRE INSURANCE COMPANY duly called and held on the 11th day of June, 1976:

RESOLVED: Robert N. H. Sener, Assistant Vice-President, shall have as long as he holds such office the same power as any Vice-President under Sections 6, 7 and 8 of Article IV of the By-Laws of the Company.

This power of attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Directors of the HARTFORD FIRE INSURANCE COMPANY at a meeting duly called and held on the 6th day of August, 1976.

RESOLVED, that, whereas Robert N. H. Sener, Assistant Vice-President, acting with any Secretary or Assistant Secretary, has the power and authority, as long as he holds such office, to appoint by a power of attorney, for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, one or more Resident Vice-Presidents, Assistant Secretaries and Attorney-in-Fact:

Now, therefore, the signatures of such Officers and the seal of the Company may be affixed to any such power of attorney or to any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

In Witness Whereof, the HARTFORD FIRE INSURANCE COMPANY has caused these presents to be signed by its Assistant Vice-President, and its corporate seal to be hereto affixed, duly attested by its Secretary, this 18th day of March 1988.

Attest: HARTFORD FIRE INSURANCE COMPANY

Robert J. Mathieu
Secretary

Robert N. H. Sener
Assistant Vice-President

STATE OF CONNECTICUT, }
COUNTY OF HARTFORD, } ss.

On this 18th day of March, A.D. 1988, before me personally came Robert N. H. Sener, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Assistant Vice-President of the HARTFORD FIRE INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.

Jacqueline T. Derosiers, *Notary Public*
My Commission Expires April 1, 1993

STATE OF CONNECTICUT, }
COUNTY OF HARTFORD, } ss.

CERTIFICATE

I, the undersigned, Assistant Secretary of the HARTFORD FIRE INSURANCE COMPANY, a Connecticut Corporation, DO HEREBY CERTIFY that the foregoing and attached POWER OF ATTORNEY remains in full force and has not been revoked; and furthermore, that the Resolutions of the Board of Directors, set forth in the Power of Attorney, are now in force.

Signed and sealed at the City of Hartford. Dated the 10th day of January 19 91

David A. Johnson
Assistant Secretary

Form S-3507-4 (HF) Printed in U.S.A.

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 1-10-91 @ 11:00 AM BID REFERENCE # 990

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR VALVE & CURB BOXES PER SPECIFICATIONS

AND REQUESTED BY WATER MAINTENANCE & SERVICE

THIS BID REQUIRES A XXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

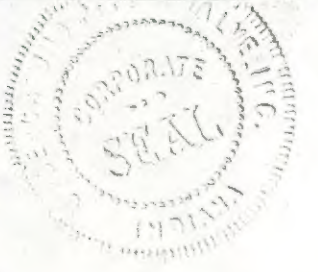
THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: _____%
IF PAID WITHIN Net 30 DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Underground Pipe + Valve Inc.
STREET ADDRESS 617 Ley Road
CITY Ft Wayne PHONE # 4831457
BY James P Butler - President
REPRESENTATIVE SIGNATURE



PRICE SHEET

CURB BOXES - CHARLOTTE BRAND ONLY

QTY	UNIT	DESCRIPTION	BRAND	PART#	UNIT	TOTAL
2000	EA+/-	24" TOP SECTION, W/LID	CHARLOTTE	93E	$ 10.05	$ 20,100.00
300	EA+/-	9" EXTENSION	Same	UTL 260	$ 5.45	$ 1635.00
300	EA+/-	16" EXTENSION	Same	✓	$ 6.70	$ 2010.00
2000	EA+/-	BOTTOM SECTION	Same as above	93E	$ 12.15	$ 24300.00

CURB BOXES - TYLER BRAND ONLY

150	EA+/-	ENLARGED BASE #6500	TYLER	6500	$ 5.87	$ 880.50

CURB BOXES - MUELLER BRAND ONLY

800	EA+/-	REPAIR LID #H 10374	Trumbull	367-4282	$ 4.80	$ 3,840.00

VALVE BOXES - CHARLOTTE BRAND ONLY

300	EA+/-	LIDS	CHARLOTTE	UTL275	5.85	1755.00
1	EA+/-	TOP SECTION 12" LONG	CHARLOTTE	UTL 278	$ 12.55	$ 12.55
100	EA+/-	TOP SECTION 16" LONG	"	UTL 271	$ 15.05	$ 1505.00
300	EA+/-	TOP SECTION 28" LONG	"	"	$ 22.20	$ 6660.00
50	EA+/-	BOTTOM SECTION 18" LONG	"	"	$ 14.25	$ 712.50
50	EA+/-	BOTTOM SECTION 24" LONG	"	"	$ 18.00	$ 900.00
200	EA+/-	BOTTOM SECTION 30" LONG	"	"	$ 20.10	$ 4020.00
200	EA+/-	EXTENSION 12" LONG	"	UTL-280	$ 14.25	$ 2850.00
60	EA+/-	BASE	CHARLOTTE	UTL-271	$ 16.75	$ 1005.00

VALVE BOXES - TYLER BRAND ONLY

200	EA+/-	VB 12 EXTENSION, W/V8 DROP LID	TYLER	1	$ 23.00	$ 4600.00
1	EA+/-	LID ONLY	TYLER		$ 5.87	$ 5.87

TOTAL: $ 76,791.42

- FOB: FORT WAYNE

DELIVERY TIME ARO: 2-3 WEEKS

Prescribed by the State Board of Accounts

Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: 01-08-91

1. Governmental Unit: Department of Purchasing City of Fort Wayne
2. County: Allen County
3. Bidder (Firm): Underground Pipe & Valve, Inc.
   Address: 617 Ley Road
   City/State: Fort Wayne, IN
4. Telephone Number: 219-483-1457
5. Agent of Bidder (if applicable): N/A

Pursuant to notices given, the undersigned offers bid(s) to Dept. of Purchasing (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

James P Butler
Signature of Bidder or Agent

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
St Joseph COUNTY) SS:

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Underground Pipe & Valve Inc
Bidder (Firm)

James P Butler
Signature of Bidder or Agent

Subscribed and sworn to before me this 8 day of January, 19 91

My Commission Expires: Sept 9, 1992

County of Residence: St Joseph

Helen Lueck
Notary Public

Helen Lueck
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

_____ _____

_____ _____

_____ _____

AMERICAN STATES INSURANCE COMPANY

INDIANAPOLIS, INDIANA

BID OR PROPOSAL BOND

Know all Men by these Presents,

That we, UNDERGROUND PIPE AND VALVE, INC.,

of SOUTH BEND, INDIANA (hereinafter called the Principal), as Principal, and AMERICAN STATES INSURANCE COMPANY (hereinafter called the Surety), as Surety, are held and firmly bound unto CITY OF FORT WAYNE, FORT WAYNE, INDIANA

(hereinafter called the Obligee) in the penal sum of 5% OF AMOUNT BID

Dollars ($----------) for the payment of which the Principal and the Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

SIGNED and SEALED this 10th day of January 19 91.

THE CONDITION OF THIS OBLIGATION IS SUCH, That, whereas the Principal has submitted or is about to submit a proposal to the Obligee on a contract for

Valves and curb boxes

NOW, THEREFORE, if the said contract be timely awarded to the Principal and the Principal shall, within such time as may be specified, enter into the contract in writing, and give bond, if bond be required, with surety acceptable to the Obligee for the faithful performance of the said contract, then this obligation shall be void; otherwise to remain in full force and effect.

UNDERGROUND PIPE AND VALVE, INC.

James P Butler

AMERICAN STATES INSURANCE COMPANY

By Barbara L Horvath

Barbara L. Horvath Attorney-in-Fact

Form 9-1027
6-62

American States Insurance Company
INDIANAPOLIS, INDIANA

505-410

KNOW ALL MEN BY THESE PRESENTS, that American States Insurance Company, a Corporation duly organized and existing under the laws of the State of Indiana, and having its principal office in the City of Indianapolis, Indiana, hath made, constituted and appointed, and does by these presents make, constitute and appoint

-LYMAN C. CURTIS, CURTIS A. FEY, BARBARA L. HORVATH, KAREN M. BAUER OR BENNY C. BENDIT--

of South Bend and State of Indiana its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, contracts of indemnity and other conditional or obligatory undertakings, provided, however, that the penal sum of any one such instrument executed hereunder shall not exceed TWO HUNDRED FIFTY THOUSAND AND NO/100 ($250,000.00) DOLLARS ----------

and to bind the Corporation thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the common seal of the Corporation and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. This Power of Attorney is executed and may be revoked pursuant to and by authority granted by Section 7.07 of the By-Laws of the American States Insurance Company, which reads as follows:

"The Chairman, the President or any vice-president (including any Executive Vice President, Senior Vice President, Second Vice President or Assistant Vice President) shall have power, by and with the concurrence with the any other officer of the Corporation, to appoint Attorneys-in-Fact as the business of the Corporation may require and to authorize any such person to execute, on behalf of the Corporation, any bonds, recognizances, stipulations and undertakings, whether by way of surety or otherwise."

IN WITNESS WHEREOF, American States Insurance Company has caused these presents to be signed by its Vice-President, attested by its Assistant Vice-President and its corporate seal to be hereto affixed this 26th day of June

A.D. 19 90.

AMERICAN STATES INSURANCE COMPANY

ATTEST: _____ Assistant Vice-President

By _____ Second Vice-President

STATE OF INDIANA } SS
COUNTY OF MARION }

On this 26th day of June, A.D., 19 90, before me personally came Joseph F. Heim, to me known, who being by me duly sworn, acknowledged the execution of the above instrument and did depose and say; that he is a Vice-President of American States Insurance Company; that he knows the seal of said Corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of the Board of Directors of said Corporation; and that he signed his name thereto under like authority. And said Joseph F. Heim further said that he is acquainted with John J. Rosich and knows him to be the Assistant Vice-President of said Corporation; and that he executed the above instrument.

_____ Notary Public

CAROLYN STRADER, NOTARY PUBLIC
MARION COUNTY, STATE OF INDIANA
MY COMMISSION EXPIRES: 2/5/93

STATE OF INDIANA } SS
COUNTY OF MARION }

I, John J. Rosich, the Assistant Vice-President of AMERICAN STATES INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said AMERICAN STATES INSURANCE COMPANY, which is still in force and effect.

This Certificate may be signed and sealed by facsimile under and by the authority of Section 8.03 of the By-Laws of AMERICAN STATES INSURANCE COMPANY which reads as follows:

"All policies and other instruments of insurance issued by the Corporation shall be signed on behalf of the Corporation by the Chairman, the President or any vice-president (including any Executive Vice President, Senior Vice President, Vice President, Second Vice President or Assistant Vice President) and the secretary, or an assistant secretary, or other officer, whose signatures, if the instrument is duly countersigned by an authorized representative of the Corporation, may be facsimilies. Such signatures and facsimiles thereof shall be authorized and binding upon the Corporation notwithstanding the fact that any such officer shall have ceased to be such officer at the time such policy or other instrument of insurance shall have been actually issued by the Corporation."

In witness whereof, I have hereunto set my hand and affixed the seal of said Corporation, this 10th day of January,

A.D., 1991.

_____ Assistant Vice-President

9-1459
(8-89)

Read the ~~first~~ time in full and on motion by Burns, seconded by Edmonds, and duly adopted, read the second time by title and referred to the Committee on City Utilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room ~~128~~, City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19____, at _____ o'clock ____.M.,E.S.T.

DATED: 2-12-91

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the ~~third~~ time in full and on motion by Burns, seconded by Bradbury, and duly adopted, placed on its passage. ~~PASSED~~ LOST by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	9			
BRADBURY	✓			
BURNS	✓			
EDMONDS	✓			
GiaQUINTA	✓			
HENRY	✓			
LONG	✓			
REDD	✓			
SCHMIDT	✓			
TALARICO	✓			

DATED: 2-26-91

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(ANNEXATION)~~ ~~(APPROPRIATION)~~ ~~(GENERAL)~~ ~~(SPECIAL)~~ ~~(ZONING MAP)~~ ORDINANCE ~~RESOLUTION~~ NO. S-52-91 on the 26th day of February, 19 91,

ATTEST
Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

SEAL
Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 27th day of February, 19 91, at the hour of 2:00 o'clock ____.M.,E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 28th day of February 19 91, at the hour of 5:15 o'clock P.M.,E.S.T.

PAUL HELMKE, MAYOR

DIGEST SHEET

TITLE OF ORDINANCE: Special

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Ref. No. 990 for the purchase of valve and curb boxes for 1991 through Water Maintenance & Service Department. The cost reflects the lowest and most responsive of five (5) vendors.

IF NOT LOWEST, WHO WAS AND WHY WERE THEY NOT AWARDED:

EFFECT OF PASSAGE: Valve and curb boxes allow us access to these valves, to shut off water for main breaks and services.

IF REPLACEMENT, WHAT NECESSITATES: S-91-02-23

EFFECT OF NON-PASSAGE: We would have to dig up these valves to use them, so it lets us control water problems without having to involve a whole neighborhood, and with less waste of water.

MONIES INVOLVED: Underground Pipe $9,326.37
Etna Supply $65,671.22

PRICE AGREEMENT: Yes

PURCHASE ORDER:

ACCOUNT INFORMATION: W M & S 513-523-W154-4299

PRIOR APPROVAL: DATE:
(IF APPLICABLE)

74, 997.59

BILL NO. S-91-02-23

REPORT OF THE COMMITTEE ON CITY UTILITIES

PAUL M. BURNS, CHAIRMAN
CHARLES B. REDD, VICE CHAIRMAN
EDMONDS, LONG, SCHMIDT

WE, YOUR COMMITTEE ON CITY UTILITIES TO WHOM WAS

REFERRED AN (ORDINANCE) ~~(RESOLUTION)~~ approving the awarding of Reference #990 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and ETNA SUPPLY COMPANY AND UNDERGROUND PIPE & VALVE, INC. for the Water Maintenance & Service Department

HAVE HAD SAID (ORDINANCE) ~~(RESOLUTION)~~ UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE) ~~(RESOLUTION)~~

DO PASS	DO NOT PASS	ABSTAIN	NO REC

DATED: 2-26-91.

Sandra E. Kennedy
City Clerk